

Journal - Office of Legislative Counsel
Thursday - 26 October 1967

Page 5

25X1

[redacted] and John S. Warner met with William Paisley, Chief Counsel, Subcommittee on Criminal Laws and Procedures of Senate Judiciary Committee. Mr. James Wood, of the staff, was also present. We discussed the wiretap bill and the additional language that had been approved by Justice, the two agencies and Mr. Fensterwald, of the Subcommittee on Administrative Practice and Procedure staff. They readily saw the necessity for this additional language and thought there would be no problem in having it included. They indicated there was a meeting of the Subcommittee scheduled for Monday and they would try to have this worked into it at that time. They also raised the question concerning admissibility in court of evidence secured by national security wiretaps. It was indicated that from a CIA viewpoint, we saw no reason to have a prohibition and while security might normally bar use of such evidence, we would favor an authorization. They then indicated that the current bill had knocked out the prohibition in favor of an authorization. They also agreed that court approvals of national security wiretaps would raise grave constitutional problems and they did not think there was any serious movement in this direction.

25X1

[redacted] Mr. Jay Sourwine, Chief Counsel, Senate Special Subcommittee on Internal Security, called to indicate the Subcommittee's interest in serving as a vehicle for publication of Che Gueverra's diary. Mr. Sourwine made good humored reference to the fact that the Subcommittee had not been too successful in obtaining defectors for exploitation. I told Mr. Sourwine that I would put his request into channels so that it could be properly considered if and when the matter falls within Agency control. Mr. Dave Phillips, of WH, was advised of this request. Mr. Phillips advises that the diary most probably will find its way into public print, but for the present is still under the control of the Bolivians.

25X1